

ORIGINAL



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BEFORE THE ARIZONA CORPORATION COMMISSION

KRISTIN K. MAYES
Chairman

2010 APR 27 P 4:42

GARY PIERCE
Commissioner

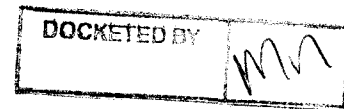
AZ CORP COMMISSION
DOCKET CONTROL

PAUL NEWMAN
Commissioner

Arizona Corporation Commission
DOCKETED

APR 27 2010

SANDRA D. KENNEDY
Commissioner



BOB STUMP
Commissioner

IN THE MATTER OF THE APPLICATION OF)
ARIZONA-AMERICAN WATER COMPANY,)
AN ARIZONA CORPORATION, FOR A)
DETERMINATION OF THE CURRENT FAIR)
VALUE OF ITS UTILITY PLANT AND)
PROPERTY AND FOR INCREASES IN ITS)
RATES AND CHARGES BASED THEREON)
FOR UTILITY SERVICE BY ITS ANTHEM)
WATER DISTRICT AND ITS SUN CITY)
WATER DISTRICT.)

DOCKET NO. W-01303A-09-0343

IN THE MATTER OF THE APPLICATION OF)
ARIZONA-AMERICAN WATER COMPANY,)
AN ARIZONA CORPORATION, FOR A)
DETERMINATION OF THE CURRENT FAIR)
VALUE OF ITS UTILITY PLANT AND)
PROPERTY AND FOR INCREASES IN ITS)
RATES AND CHARGES BASED THEREON)
FOR UTILITY SERVICE BY ITS)
ANTHEM/AGUA FRIA WASTEWATER)
DISTRICT, ITS SUN CITY WASTEWATER)
DISTRICT AND ITS SUN CITY WEST)
WASTEWATER DISTRICT.)

DOCKET NO. SW-01303A-09-0343

RESPONSE TO MOTION TO INTERVENE

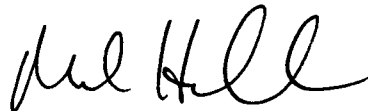
Through this filing, Arizona-American Water Company ("Arizona-American") responds to the Motion to Intervene docketed on April 22, 2010 by the Scottsdale Citizens for Sustainable Water. As set forth in the Procedural Order dated March 18, 2010, the deadline for intervention for Phase II of this proceeding was April 15, 2010. This same

1 deadline was set forth in the notice mailed by Arizona-American to all customers.
2 Although the intervention request is dated April 2, 2010, it was not docketed until April 22,
3 2010. The copy of the certified letter received by Arizona-American indicates that it was
4 not mailed until April 16, 2010. In addition, it does not appear from the filing that the
5 Scottsdale Citizens for Sustainable Water has authorized representation by a lay person in this
6 proceeding contrary to the requirements of Rule 31(d)(28) of the Rules of the Arizona
7 Supreme Court.

8 For these reasons, Arizona-American submits that the request to intervene should be
9 denied.

10
11 RESPECTFULLY SUBMITTED this 27th day of April, 2010.

12 LEWIS AND ROCA LLP

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17 Attorneys for Arizona-American Water Company

18 ORIGINAL and thirteen (13) copies
19 of the foregoing filed this 27th day
of April, 2010, with:

20 The Arizona Corporation Commission
21 Utilities Division – Docket Control
1200 W. Washington Street
22 Phoenix, Arizona 85007

23 Copy of the foregoing hand-delivered
24 this 27th day of April, 2010, to:

25 Steve Olea
Utilities Division
26 Arizona Corporation Commission
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Phoenix, Arizona 85007

1 Teena Wolfe, Administrative Law Judge
Hearing Division
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3 Phoenix, Arizona 85007

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8 Copy of the foregoing mailed
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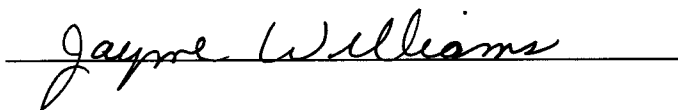
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